

## Agricultural Marketing Service, USDA

## § 927.11

### EXEMPTIONS AND SAFEGUARDS

- 927.120 Pears for charitable or by-product purposes.
- 927.121 Pears for gift purposes.
- 927.122 Shipments to designated storages.
- 927.123 Interest and late payment charges.

### REPORTS

- 927.125 Reports.
- 927.142 Reserve fund.

### ASSESSMENT RATE

- 927.236 Assessment rate.
- 927.316 Handling regulation.

AUTHORITY: 7 U.S.C. 601-674.

## Subpart—Order Regulating Handling

SOURCE: 15 FR 6071, Sept. 9, 1950, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

### DEFINITIONS

#### § 927.1 Secretary.

*Secretary* means the Secretary of Agriculture of the United States.

#### § 927.2 Act.

*Act* means Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601 *et seq.*).

#### § 927.3 Person.

*Person* means an individual partnership, corporation, association, legal representative, or any organized groups of individuals.

#### § 927.4 Pears.

*Pears* means and includes any and all of the Beurre D'Anjou, Beurre Bosc, Winter Nelis, Doyenne du Comice, Forelle, and Sekel varieties of pears, and any other winter pear varieties or subvarieties that are grown in the production area and are recognized by the Control Committee and approved by the Secretary.

[62 FR 61002, Nov. 14, 1997]

#### § 927.5 Size.

*Size* means the number of pears which can be packed in a standard western pear box 18" long, 11½" wide and 8½"

deep (inside measurements) when packed in accordance with the packing requirements of the U.S. Standards for Pears (part 51 of this title), or as such standards hereafter may be modified or as "size" may be more specifically defined in a regulation issued under this part.

#### § 927.6 Grower.

*Grower* means any person engaged in the production of pears, either as owner or as tenant.

#### § 927.7 Handler.

*Handler* means any person (except a common carrier of pears owned by another person) who, as owner, agent, broker, or otherwise, ships or handles pears, or causes pears to be shipped or handled, in fresh form by rail, truck, boat, or any other means whatsoever.

#### § 927.8 Ship or handle.

*Ship* or *handle* means to sell, deliver, consign or transport pears, within the production area or between the production area and any point outside thereof: *Provided*, That the term "handle" shall not include the transportation of winter pear shipments within the production area from the orchard where grown to a packing facility located within the production area for preparation for market.

[61 FR 17554, Apr. 22, 1996]

#### § 927.9 Fiscal period.

*Fiscal period* means the period beginning July 1 of any year and ending June 30 of the following year or such annual beginning and ending dates as may be approved by the Secretary pursuant to recommendations by the Control Committee.

[51 FR 30626, Aug. 28, 1986]

#### § 927.10 Production area.

*Production area* means and includes the States of Oregon and Washington.

[62 FR 61002, Nov. 14, 1997]

#### § 927.11 District.

*District* means the applicable one of the following-described subdivisions of the area covered by the provisions of this subpart: